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Attorneys for Defendants CITY OF OAKLAND and  
 DEANNA SANTANA

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

DARYELLE LAWANNA PRESTON,	)	Case No.: 3:14-cv-2022 NC
	)	
Plaintiff,	)	Date: August 6, 2014
	)	Dept: Courtroom A, 15 <sup>th</sup> Floor (SF)
v.	)	Time: 10:00 a.m.
	)	Trial: Not Set
CITY OF OAKLAND; DEANNA SANTANA,	)	
in her individual capacity; and DOES 1 through	)	<b>STIPULATED REQUEST FOR ORDER</b>
10, inclusive,	)	<b>CHANGING TIME AND <del>PROPOSED</del></b>
	)	<b>ORDER (CIVIL L.R. 6-2)</b>
Defendants.	)	
	)	
	)	
	)	
	)	

Plaintiff DARYELLE LAWANNA PRESTON and defendants CITY OF OAKLAND and  
 DEANNA SANTANA (collectively the “Parties”) hereby enter into this Stipulated Request For an  
 Order Changing Time, pursuant to Local Rule 6-2, as follows:

WHEREAS, on May 9, 2014, defendants filed a motion to dismiss plaintiff’s Verified  
 Complaint, asserting therein that the Complaint failed to state claims upon which relief could be granted;

1 WHEREAS, defendants' motion has been fully briefed by the parties and the parties are awaiting  
2 a decision from the Court on the motion;

3 WHEREAS the Court's May 5, 2014 Order Setting Initial Case Management Conference and  
4 ADR Deadlines (Document 5) requires the parties to meet and confer on initial disclosures, early  
5 settlement, ADR process and a discovery plan by July 16, 2014 and further requires that the parties file  
6 an ADR Certification and an ADR Stipulation or Notice by that date;

7 WHEREAS the Court's May 5, 2014 Order further requires the parties to file a Rule 26(f) Report  
8 and a Case Management Statement and make initial disclosures or objections by July 30, 2014;

9 WHEREAS the Court's May 5, 2014 Order sets the Initial Case Management Conference on  
10 August 6, 2014;

11 WHEREAS, because defendant's motion to dismiss is still pending, it is unclear which  
12 defendants and/or claims remain in the case and that the case is therefore not at issue;

13 WHEREAS, the outcome of the pending motion to dismiss could affect the scope of claims and  
14 issues that would be the subject of the parties' meet and confer and their initial disclosures, as well as  
15 their ADR decisions;

16 THEREFORE, the parties hereby stipulate and request that the date of the Initial Case  
17 Management Conference be changed and continued by three weeks, from August 6, 2014 to August 27,  
18 2014, and that the meet and confer, Rule 26 and ADR deadlines set forth in the Court's May 5, 2014  
19 Order Setting Initial Case Management Conference be extended by three weeks, from July 16, 2014 and  
20 July 30, 2014 to August 6, 2014 and August 20, 2014, respectively.

21 IT IS SO STIPULATED.

22  
23 Dated: July 10, 2014

By: //ss//Forrest E. Fang  
Forrest E. Fang  
RUIZ & SPEROW, LLP  
Attorneys for Defendants

24  
25  
26 Dated: July 10, 2014

By: //s//Sonya Z. Mehta  
Sonya Z. Mehta  
SIEGEL & YEE  
Attorneys for Plaintiff

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: July 11, 2014

\_\_\_\_\_  
Nathanael Cousins  
Magistrate Judge of the District Court

